Improvement Res. No. 1381-75

vacation of Robson Ln. from the wpl. of Calhoun St. to its western terminus.

Resolution Adopted:
February 3, 1975

Confirmed:
February 27, 1975

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:
March 27, 1975

B.O. 274-73

DECLARATORY RESOLUTION NO. 1381-75

for the vacation of Babson Drive from the west property line of Calhoun Street to its western terminus.

ADOPTED: February 3, 1975

ADVERTISE NOTICE TO PROPERTY OWNERS: Feb. 7 & 14, 1975

NOTICES MAILED: February 14, 1975

HEARING ON CONFIRMATION: Thurs., Feb. 27, 1975 at 3:30 p.m.

CONFIRMED: February 27, 1975

B & D

ASSESSMENT ROLL ORDERED: February 27, 1975

ASSESSMENT ROLL APPROVED: March 5, 1975

HEARING ON CONFIRMATION OF A. R.: Thurs. Mar. 27, 1975 at 3:30 p.m.

NOTICE SERVED: March 14, 1975

ASSESSMENT ROLL CONFIRMED. March 27, 1975

taken to D. of F.

complete

61-278-6 #I

DECLARATORY RESOLUTION No. 1381 19 75 4-3-75

For the Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ of Babson Drive from the west property line of Calhoun Street to its western terminus.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Babson Drive from the west property line of Calhoun Street to its western terminus.

All as shown by a plan of such proposed Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ is described as follows: Lots No. 333 & 334, Stellhorn Park Addition, Section "B" and space west of Lots No. 333 and 334. Said addition and space are inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The ~~vacation~~ the north half of the above described street shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of ~~sewers~~, ~~water mains~~, ~~gas mains~~, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

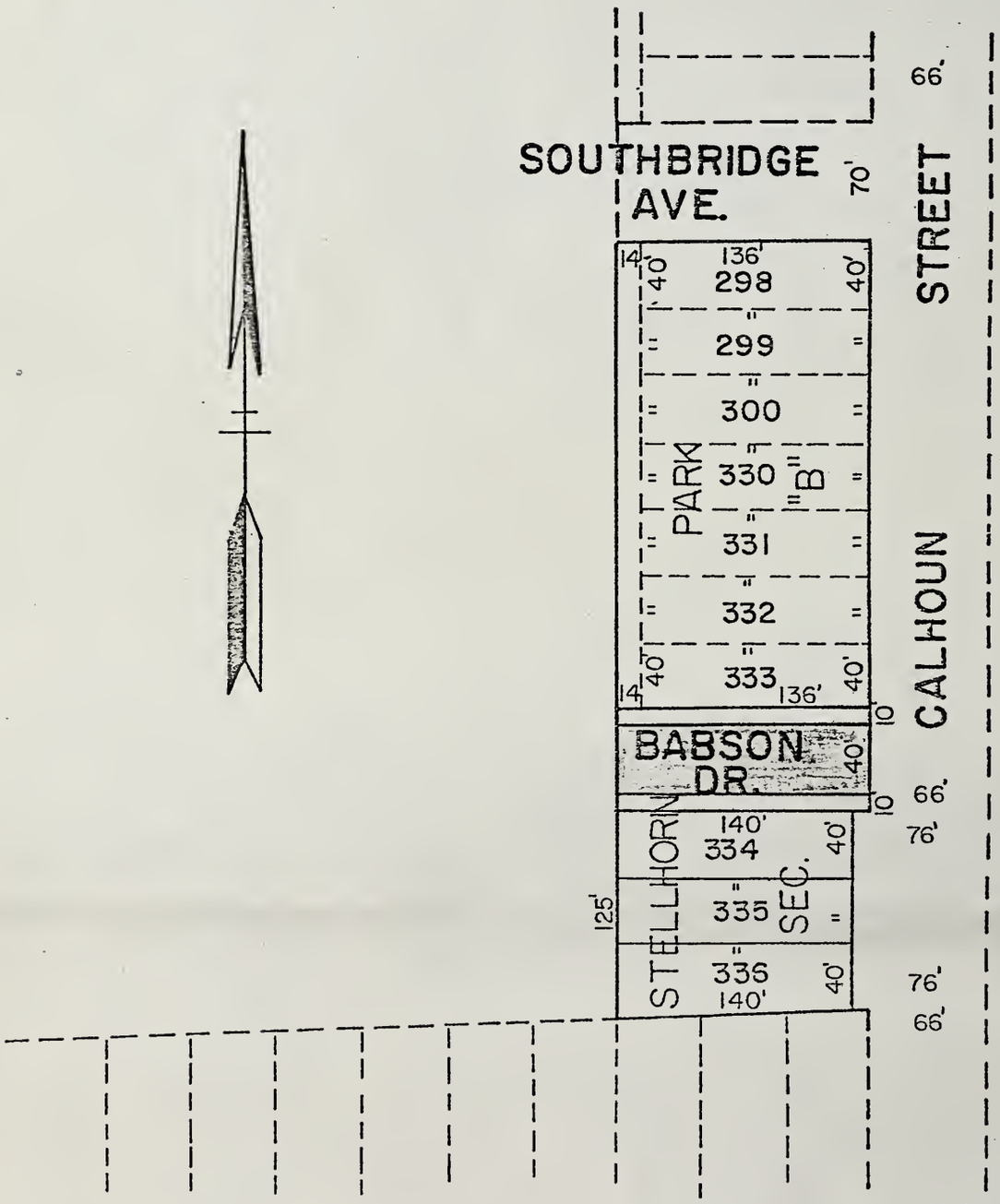
All Streets, lots and lands affected by the above described vacation are situated in the southeast quarter, Section Twenty Six, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 3 DAY OF Feb 19 75.

Attest:
Secretary Board of Public Works.

Carl E. O'Neal
Board of Public Works.

STREET TO BE VACATED



1381

B.O. 274-73

AGS/jhr 12-11-73

RECEIVED
BOARD OF PUBLIC WORKS
CITY OF FT. WAYNE, IND.
DEC 27 1973
SEC'Y

STATE OF INDIANA: SS
COUNTY OF ALLEN :

BEFORE THE BOARD OF PUBLIC WORKS
OF THE CITY OF FORT WAYNE, INDIANA

PETITION TO VACATE STREET

The undersigned, JIM KELLEY, INC., an Indiana corporation, petitions for vacation of a street, and respectfully shows the Board of Public Works of the City of Fort Wayne, Indiana, as follows:

1. That it is the owner in fee simple of the following described real estate in Allen County, Indiana, to wit:

Lots numbered 333, 334 in Stellhorn Park Section B in the City of Fort Wayne, Allen County, Indiana;

2. Included in said above described and platted real estate is that portion of Babson Drive platted in said Stellhorn Park Section B beginning at the West line of Calhoun Street and extending to the West property lines of said lots 333 and 334 in Stellhorn Park, Section B as shown on Exhibit "A" attached hereto and made a part hereof.

3. That the said street to be vacated has never been open, and the vacation of said street will not impede, obstruct, or otherwise interfere with any vehicular traffic, nor cause any real estate in the area to be without ingress or egress by means of public way or street.

4. Petitioner further states that the vacation of said street will not impede the growth of the area in which it is located or cut off public access to any church, school, or other public building or ground.

5. That no land other than said lots 333 and 334 abut on said street proposed to be vacated.

This petition is filed in accordance with the Provisions of the Indiana Acts of 1947, (Chapter 174, Section 44, The Acts of 1963, Chapter 385, Section 3, Page 1002 Burns Indiana Revised Statutes 53-744) and Indiana Acts of 1969, (Chapter 239, Section 601-602 Burns Indiana Revised Statutes 48-916 and 48-917).

Wherefore, petitioner respectfully requests the approval of the Board of Public Works of the City of Fort Wayne, County of Allen, State of Indiana for the vacation of the street herein above described, and for all proper relief.

Respectfully submitted,

JIM KELLEY, INC.

by James E. Kelley, President
James E. Kelley

by Oscar S. Yost, Secretary
Oscar S. Yost

STATE OF INDIANA:
SS
COUNTY OF ALLEN :

Before me Notary Public in and for Allen County, Indiana personally appeared Jim Kelley, INC., an Indiana corporation, by James E. Kelley, its President, and Oscar S. Yost, its Secretary and acknowledged the execution of the foregoing vacation of a street to be its voluntary act and deed.

Robert E. Clark
Notary Public

My commission expires:
6/12/76

GERKE
AVE
MEADOWMERE DR
ROSSMAR DR
KENOSHA BLVD
HOOVER AVE
SOUTHWOOD
STREET
STellhorn Park
Section A
(Vacated)
Fairview Golf Course
STellhorn Park
Section B
(Vacated)
Street to be
Vacated
298
299
300
330
331
332
333
334
335
336
CALHOUN
WEBSTER

Flood Prone
Areas
SHOREVIEW DR
LAKEWOOD DR
ARDIS ST.
AIRLINE RD
HILLTONIA
AYLESFORD DR
HOLLYWOOD
ARDIS
CRESTWAY DR
CLAYBURN
HOLLYHILL
PENWORTH
NIGHTFALL
ROAD
PACIFIC
AVALON
KINGSWAY DR
GOODHUNT
BRIGHTWOOD DR
BURNS
PURDLEY
HOLLIS
LANE
CONCORD
DUNBAR
CALHOUN
CHADWICK RD
CHATHAM DR
WALDEMING DR
ROBERTSON
GOLF
COURSE
VILLAGE
ST. SYLVIA
JOHN
PENTON DR.
KIMMERK
POOGS AVE
ALLISON AVE
HILLTOP DR
ROAD
WIDWAY RD
DUMBLEBERS ROAD
BRISBERTON CT.
WINCHESTER
ROAD
FERGUSON
ROAD

RECEIVED
BOARD OF PUBLIC WORKS
CITY OF FT. WAYNE, IND.
DEC 27 1973
SEC'Y

STATE OF INDIANA :
SS
COUNTY OF ALLEN :

BEFORE THE BOARD OF PUBLIC WORKS
OF THE CITY OF FORT WAYNE, COUNTY
OF ALLEN, STATE OF INDIANA

PETITION FOR PARTIAL VACATION OF A PLAT

The undersigned, JIM KELLEY, INC., an Indiana corporation, petitions for partial vacation of a plat, and respectfully shows The Board of Public Works of the City of Fort Wayne, County of Allen, State of Indiana, as follows:

1. That it is the owner in fee simble of the following described real estate in Allen County, Indiana, to wit:

Lots numbered 298, 299, 300, 330, 331, 332, 333, 334, 335, 336 in City of Fort Wayne, County of Allen, State of Indiana;

2. None of said lots are occupied by any dwelling house, or structure, other than those owned by the petitioner.

3. No other person, firm, or corporation is interested in or affected by the requested vacation.

4. Petitioner further states that the vacation of said lots will not impede the growth of the area in which they are located.

This petition is filed in accordance with the provisions of the Indiana Acts of 1947, (Chapter 174, Section 44, The Acts of 1963, Chapter 385, Section 3, Page 1002 Burns' Indiana Revised Statutes 53-744) and Indiana Acts of 1969 (Chapter 239, Section 601-602 Burns' Indiana Revised Statutes 48-916 and 48-917).

Wherefore, petitioner respectfully requests the approval of The Board of Public Works of the City of Fort Wayne, Allen County, State of Indiana for the vacation of said plat as hereinabove

described, and for all proper relief.

Respectfully submitted,

JIM KELLEY, INC.

By _____, President
James E. Kelley

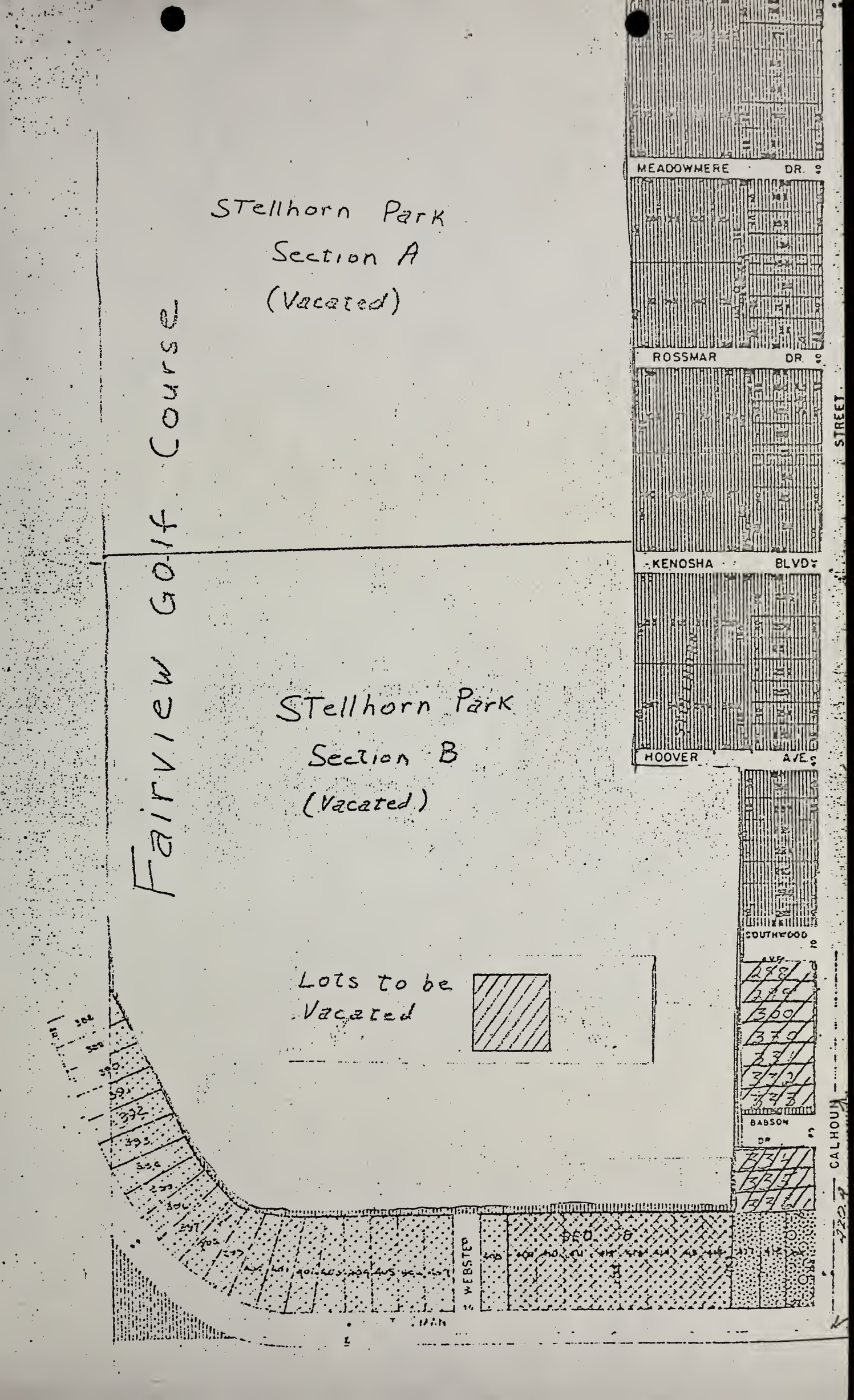
By _____, Secretary
Oscar S. Yost

STATE OF INDIANA :
SS
COUNTY OF ALLEN :

Before me a Notary Public in and for Allen County, Indiana personally appeared Jim Kelley, Inc., an Indiana corporation, by James E. Kelley, its President, and Oscar S. Yost, its Secretary and acknowledged the execution of the foregoing partial vacation of a plat to be its voluntary act deed.

_____
Notary Public

My Commission Expires:
6/12/76


STellhorn Park
Section A
(Vacated)
Fairview Golf Course
STellhorn Park
Section B
(Vacated)
Lots to be
Vacated
MEADOWMERE DR.
ROSSMAR DR.
KENOSHA BLVD.
HOOVER AVE.
SOUTHWOOD
BABSON
WEBSTER
CALHOUN
STREET

Flood Prone
Areas
GOLF
COURSE
ROAD
DUNKLEBERG
ROAD
BRIDGETON
ROAD
WINCHESTER
ROAD
FERGUSON
ROAD
TILLMAN
ARDIS ST.
LAKEWOOD DR.
SHORTVIEW DR
HILLTONIA
CRESTWAY
CLAYBURN
HOLLYHILL
AVALON
KINGSWOOD
KINMERK
ROAD
BOGGS
ROAD
WIDEWAY
RD
CONCORD
BURNS
FORESTRY
HOLLIS
LANE
CHATHAM
DOWNING
LANDSCAPE
CRADDOCK
RD
GEORGE
AVE.
OXFORD
RD
FRENLER
DR.
JOHN
ST.
MARKA
ST.
SYLVIA
ST.
ANDY INN
LANE
DR
BLVD

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

B.O. 274-73

Date February 27, 1975 61-312-1

To STREET ENGINEERING DEPARTMENT

Subject Dec. Res. 1381-1975 - vacation of Babson Drive, etc.

CONFIRMED.

Please prepare Assessment Roll of Benefits and Damages. Property Ownership List attached.

J. D. BOSWELL
C. E. O'NEAL
G. G. CONKLING
BOARD OF PUBLIC WORKS

ajf

attachment

RECEIVED
CITY ENGINEERING DEPT.

Signed

Reply:

March 3, 1975

Assessment roll of benefits and damages for Declaratory Resolution No. 1381-75 completed and attached.

Kenneth N. Traylor
KNT/mr

Encs. (3)

Ron Bonar
City Engineer

62-7-10 3/5/75

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 3rd day of February, 1975, the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION NO. 1381-75

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Babson Drive from the west property line of Calhoun Street to its western terminus.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, February 27, 1975, as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

Jerry D. Boswell
Carl E. O'Neal
Glenn G. Conkling
BOARD OF PUBLIC WORKS

ATTEST: Edna I. Smith, Clerk

PUBLISH: February 7 and 14, 1975

ep

N O T I C E T O P R O P E R T Y O W N E R

Office Board of Public Works
City Hall
Fort Wayne, Indiana..... February 3, 1975

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No....1381-75..... providing for the vacation of Babson Drive from the west property line of Calhoun Street to its western terminus.

The Board has fixed ....Thursday, February 27, 1975 at 3:30 p.m., Room 910, City-County Bldg.... a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

B.O. 274-73

Date December 21, 1973

To Ken Traylor, Street Engineer

Subject Vacation - Babson Drive

We have received the attached copy of petition being submitted to City Plan for their action.

When this has been approved by City Council, please prepare Resolution and necessary documents for Board's action.

Jerry D. Boswell
Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS

RECEIVED
DEC 27 1973
CITY ENGINEERING DEPT.

bt

Attachment

Signed

Reply:

January 24, 1975

Declaratory Resolution, drawing and property ownership list completed and attached.

The north one half of the street is to be retained for easements.

Kenneth N. Traylor
Street Engineer

APPROVED:

Ron Bonar, City Engineer

lc
attachs.

61-278-6
4/3/75

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

Office of
Board of Public Works

Fort Wayne 2, Indiana

Date _____

To _____

Subject _____

S

R

me

Signed _____

Reply:

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

Office of
Board of Public Works

Fort Wayne 2, Indiana

Date

To

Subject

S

R

me

Signed

Reply:

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

October 16, 1974

BOARD OF PUBLIC WORKS
RECEIVED
OCT 17 1974

Richard Wanush
City Plan Director

Tom Manny
Traffic Engineer

Please submit your opinion and recommendation on the following proposed vacation:

Babson Drive from the west property line of Calhoun Street to its western terminus.

Kenneth N. Traylor

Kenneth N. Traylor
Street Engineer

NOTED
☑ J.D.B.
☑ C.E.O.
☑ G.C.
Date_____

lc
attachs.

cc: Board of Public Works
(B.O. No. 274-73)

City of Fort Wayne

ENGINEERING DEPARTMENT

FORT WAYNE, INDIANA

CITY COUNTY BUILDING

Room 740

October 16, 1974

Northern Indiana Public Service Company
Indiana & Michigan Electric Company
General Telephone Company of Indiana

We have received a petition to vacate the following:

Babson Drive from the west property line of Calhoun Street to its western terminus.

Please check your easement requirements on the enclosed post card and return to us as soon as possible.

Yours truly,

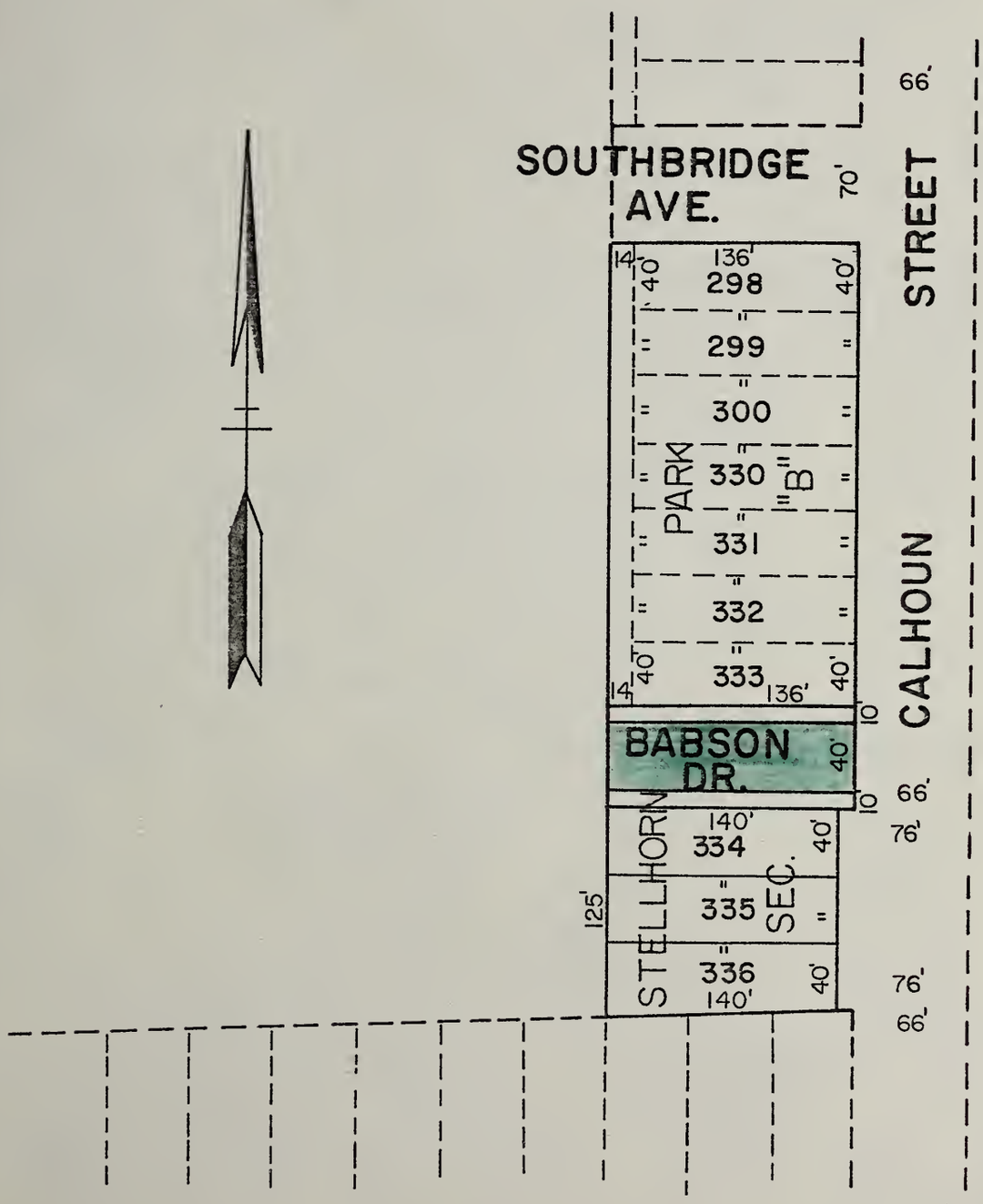
Kenneth N. Traylor

Kenneth N. Traylor
Street Engineer

lc
attachs.

cc: Board of Public Works
(B.O. No. 274-73)

STREET TO BE VACATED



Dwg. 607

BOARD OF PUBLIC WORKS
RECEIVED
MAR 15 1974

BILL NO. G-74-02- 29

GENERAL ORDINANCE NO. G- 03-74

AN ORDINANCE amending General Ordinance G-97 by authorizing the vacation of Babson Drive, Fort Wayne, Allen County, Indiana

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a public street having been filed with the Fort Wayne City Plan Commission, and resolution having been duly adopted by the Fort Wayne City Plan Commission on Janaury 28, 1974, following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Stat. 1964 Replacement, Sect. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public street in Fort Wayne, Allen County, Indiana, to-wit:

> Babson Drive from the West line of Calhoun Street to the West property line of Lots 333 and 334 in Stellhorn Park Section B in the City of Fort Wayne, County of Allen, State of Indiana

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Councilman

APPROVED AS TO FORM AND LEGALITY,

CITY ATTORNEY

Reg.

Read the first time in full and on motion by Nuckols, seconded by Kraus, and duly adopted, read the second time by title and referred to the Committee on Rules (~~and the City Plan Commission for recommendation~~) and Public Hearing to be held after due legal notice, at the ~~Council Chambers, City-County Building, Fort Wayne, Indiana, on~~ _____, the _____ ~~day of~~ _____, 197_____, at _____ o'clock ~~P.M.,E.S.T.~~

Date: 2/26/74

CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage. Passed (~~LOST~~) by the following vote:

AYES 8, NAYS 0, ABSTAINED _____, ABSENT 1 to-wit:

BURNS	✓			
HINGA	✓			
KRAUS	✓			
MOSES	✓			
NUCKOLS	✓			
SCHMIDT, D.	✓			
SCHMIDT, V.				✓
STIER	✓			
TALARICO	✓			

DATE: 3-12-74

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (General) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. 12-03-74 on the 12th day of March, 1974.

ATTEST: (SEAL)

CITY CLERK

Samuel J. Talarico

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of March, 1974, at the hour of 11:00 o'clock A. M.,E.S.T.

CITY CLERK

Approved and signed by me this 14th day of March, 1974, at the hour of 2:00 o'clock P. M.,E.S.T.

MAYOR

B.O. 274-73 December 21, 1973

Ken Traylor, Street Engineer

Vacation - Babson Drive

We have received the attached copy of petition being submitted to City Plan for their action.

When this has been approved by City Council, please prepare Resolution and necessary documents for Board's action.

Jerry D. Boswell
Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS

bt

Attachment

AGS/jhr 12-11-73

B.O. 00274-73

RECEIVED
BOARD OF PUBLIC WORKS
CITY OF FT. WAYNE, IND.
DEC 1973
SEC'Y

STATE OF INDIANA: BEFORE THE BOARD OF PUBLIC WORKS
SS OF THE CITY OF FORT WAYNE, INDIANA
COUNTY OF ALLEN :

PETITION TO VACATE STREET

The undersigned, JIM KELLEY, INC., an Indiana corporation, petitions for vacation of a street, and respectfully shows the Board of Public Works of the City of Fort Wayne, Indiana, as follows:

1. That it is the owner in fee simple of the following described real estate in Allen County, Indiana, to wit:

Lots numbered 333, 334 in Stellhorn Park Section B in the City of Fort Wayne, Allen County, Indiana;

2. Included in said above described and platted real estate is that portion of Babson Drive platted in said Stellhorn Park Section B beginning at the West line of Calhoun Street and extending to the West property lines of said lots 333 and 334 in Stellhorn Park, Section B as shown on Exhibit "A" attached hereto and made a part hereof.

3. That the said street to be vacated has never been open, and the vacation of said street will not impede, obstruct, or otherwise interfere with any vehicular traffic, nor cause any real estate in the area to be without ingress or egress by means of public way or street.

4. Petitioner further states that the vacation of said street will not impede the growth of the area in which it is located or cut off public access to any church, school, or other public building or ground.

5. That no land other than said lots 333 and 334 abut on said street proposed to be vacated.

This petition is filed in accordance with the Provisions of the Indiana Acts of 1947, (Chapter 174, Section 44, The Acts of 1963, Chapter 385, Section 3, Page 1002 Burns Indiana Revised Statutes 53-744) and Indiana Acts of 1969, (Chapter 239, Section 601-602 Burns Indiana Revised Statutes 48-916 and 48-917).

Wherefore, petitioner respectfully requests the approval of the Board of Public Works of the City of Fort Wayne, County of Allen, State of Indiana for the vacation of the street herein above described, and for all proper relief.

Respectfully submitted,

JIM KELLEY, INC.

by James E. Kelley, President
James E. Kelley

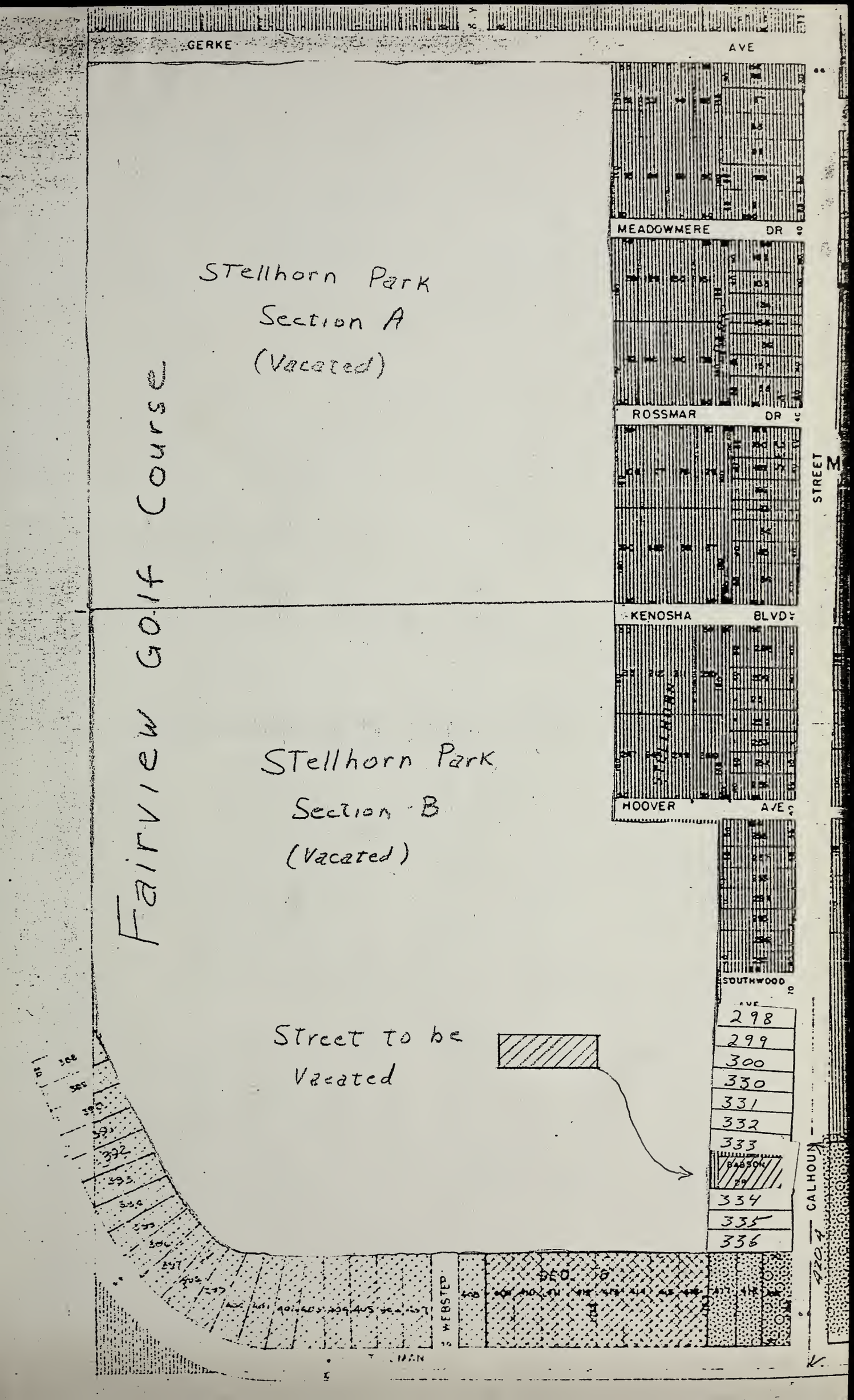
by Oscar S. Yost, Secretary
Oscar S. Yost

STATE OF INDIANA:
SS
COUNTY OF ALLEN :

Before me Notary Public in and for Allen County, Indiana personally appeared Jim Kelley, INC., an Indiana corporation, by James E. Kelley, its President, and Oscar S. Yost, its Secretary and acknowledged the execution of the foregoing vacation of a street to be its voluntary act and deed.

Robert E. Clark
Notary Public

My commission expires:
6/12/76


GERKE
AVE
MEADOWMERE
DR
ROSSMAR
DR
KENOSHA
BLVD
HOOVER
AVE
SOUTHWOOD
AVE
STREET
CALHOUN
WEBSTER
Stellhorn Park
Section A
(Vacated)
Fairview Golf Course
Stellhorn Park
Section B
(Vacated)
Street to be
Vacated
298
299
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330
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332
333
BASSON
334
335
336

Flood Prone
Areas
SHORELVIEW DR
LAKEWOOD DR
ARDIS ST.
HILLTONIA
MONTEREY
AIRLINE
PREMIER
ROAD
PACIFIC
AVALON
KINGSWAY
KINGSWOOD
FAIRVIEW
GOLF
COURSE
CRESTWAY
CLAYBURN
HOLLYHILL
NIGHTFALL
FAIRFIELD
CONCORD
DUNBAR
BURNS
HOLLIS
LANE
SOUTHFIELD
SOUTHFALL
SOUTHFIELD
CHATHAM
DOWNINGTON
WINCHESTER
ROAD
DUNKELBERG
ROAD
FERGUSON
ROAD
BRIDGETON CT.
HILLTOP DR
MIDWAY RD
ALLISON AVE
PENLEY DR.
TILLMAN
JOHN
SYLVIA
ST.
HARRIS
ST.
SANDY INN
DR.
BERRY AVE.
SUNSET RD
CALHOUN
CLOVER
LA
EDGEWOOD
CORWIN
ALVERNO DR
PARKFORD
CRESTWOOD
RD
SOUTHFIELD
RD
BALTIMORE
RD
CHADWICK RD
LANDSDOWNE DR
BRIDGETON DR
PARKFORD RD
BURNS
DR
ROYAL
COS
BURNS
FORSLEY
HOLLIS
LANE
CLOVER
LA
CONCORD
SOUTHFALL
SOUTHFIELD
CALHOUN
DUNBAR
BERRY
AVE.
SUNSET RD
SHORELVIEW DR
LAKEWOOD DR
ARDIS ST.
HILLTONIA
MONTEREY
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CALHOUN
CLOVER
LA
EDGEWOOD
CORWIN
ALVERNO DR
PARKFORD
CRESTWOOD
RD
SOUTHFIELD
RD
BALTIMORE
RD
CHADWICK RD
LANDSDOWNE DR
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MIDWAY RD
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PENLEY DR.
TILLMAN
JOHN
SYLVIA
ST.
HARRIS
ST.
SANDY INN
DR.
BERRY AVE.
SUNSET RD

RECEIVED
BOARD OF PUBLIC WORKS
CITY OF FT. WAYNE, IND.
DEC 27 1973
SEC'Y

STATE OF INDIANA : SS
COUNTY OF ALLEN :

BEFORE THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, COUNTY OF ALLEN, STATE OF INDIANA

PETITION FOR PARTIAL VACATION OF A PLAT

The undersigned, JIM KELLEY, INC., an Indiana corporation, petitions for partial vacation of a plat, and respectfully shows The Board of Public Works of the City of Fort Wayne, County of Allen, State of Indiana, as follows:

1. That it is the owner in fee simble of the following described real estate in Allen County, Indiana, to wit:

Lots numbered 298, 299, 300, 330, 331, 332, 333, 334, 335, 336 in City of Fort Wayne, County of Allen, State of Indiana;

2. None of said lots are occupied by any dwelling house, or structure, other than those owned by the petitioner.

3. No other person, firm, or corporation is interested in or affected by the requested vacation.

4. Petitioner further states that the vacation of said lots will not impede the growth of the area in which they are located.

This petition is filed in accordance with the provisions of the Indiana Acts of 1947, (Chapter 174, Section 44, The Acts of 1963, Chapter 385, Section 3, Page 1002 Burns' Indiana Revised Statutes 53-744) and Indiana Acts of 1969 (Chapter 239, Section 601-602 Burns' Indiana Revised Statutes 48-916 and 48-917).

Wherefore, petitioner respectfully requests the approval of The Board of Public Works of the City of Fort Wayne, Allen County, State of Indiana for the vacation of said plat as hereinabove

described, and for all proper relief.

Respectfully submitted,

JIM KELLEY, INC.

By James E. Kelley, President
James E. Kelley

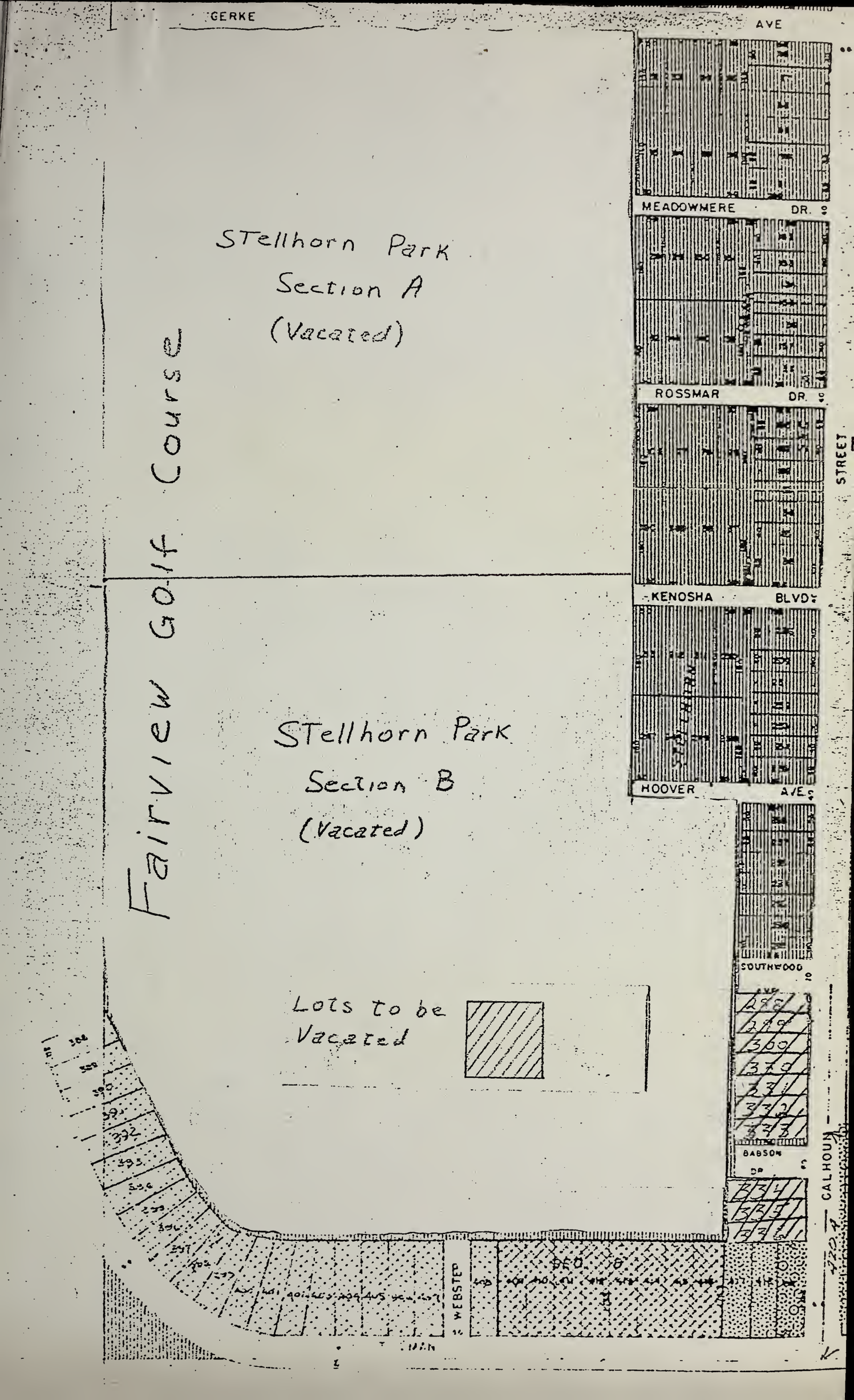
By Oscar S. Yost, Secretary
Oscar S. Yost

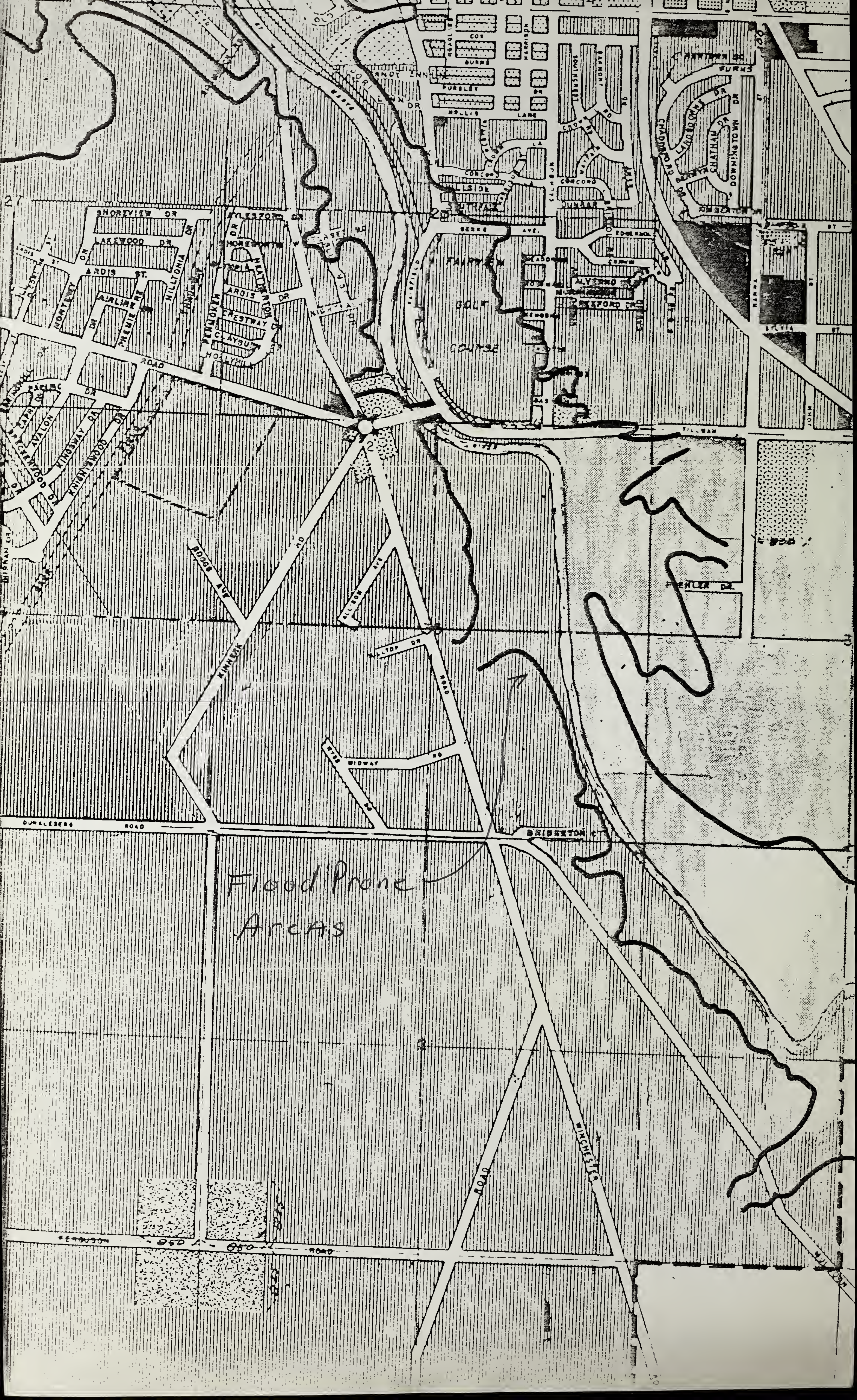
STATE OF INDIANA :
SS
COUNTY OF ALLEN :

Before me a Notary Public in and for Allen County, Indiana personally appeared Jim Kelley, Inc., an Indiana corporation, by James E. Kelley, its President, and Oscar S. Yost, its Secretary and acknowledged the execution of the foregoing partial vacation of a plat to be its voluntary act deed.

Robert E. Clark
Notary Public

My Commission Expires:
6/12/76


GERKE
AVE
MEADOWMERE DR.
ROSSMAR DR.
KENOSHA BLVD.
HOOVER AVE.
SOUTHWOOD
BABSON DR.
CALHOUN
STREET
WEBSTER
Stellhorn Park
Section A
(Vacated)
Fairview Golf Course
Stellhorn Park
Section B
(Vacated)
Lots to be
Vacated



Flood Prone Areas
FAIRVIEW
GOLF
COURSE
SHOREVIEW DR
LAKEWOOD DR
ARDIS ST.
ROAD
WINCHESTER
ROAD
KIRKBY
MIDWAY
FERGUSON

STATE OF INDIANA: SS COUNTY OF ALLEN :

BEFORE THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, COUNTY OF ALLEN, STATE OF INDIANA

PETITION FOR PARTIAL VACATION OF A PLAT

The undersigned, JIM KELLEY, INC., an Indiana corporation, petitions for partial vacation of a plat, and respectfully shows The Board of Public Works of the City of Fort Wayne, County of Allen, State of Indiana, as follows:

1. That it is the owner in fee simple of the following described real estate in Allen County, Indiana, to wit:

> Lots numbered 298, 299, 300, 330, 331, 332, 333, 334, 335, 336 in Stellhorn Park Section B in the City of Fort Wayne, County of Allen, State of Indiana;

2. None of said lots are occupied by any dwelling house, or structure, other than those owned by the petitioner.

3. No other person, firm, or corporation is interested in or affected by the requested vacation.

4. Petitoner further states that the vacation of said lots will not impede the growth of the area in which they are located.

This petition is filed in accordance with the provisions of the Indiana Acts of 1947, (Chapter 174, Section 44, The Acts of 1963, Chapter 385, Section 3, Page 1002 Burns' Indiana Revised Statutes 53-744) and Indiana Acts of 1969 (Chapter 239, Section 601-602 Burns' Indiana Revised Statutes 48-916 and 48-917).

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By James E. Kelley, President
James E. Kelley

By Oscar S. Yost, Secretary
Oscar S. Yost

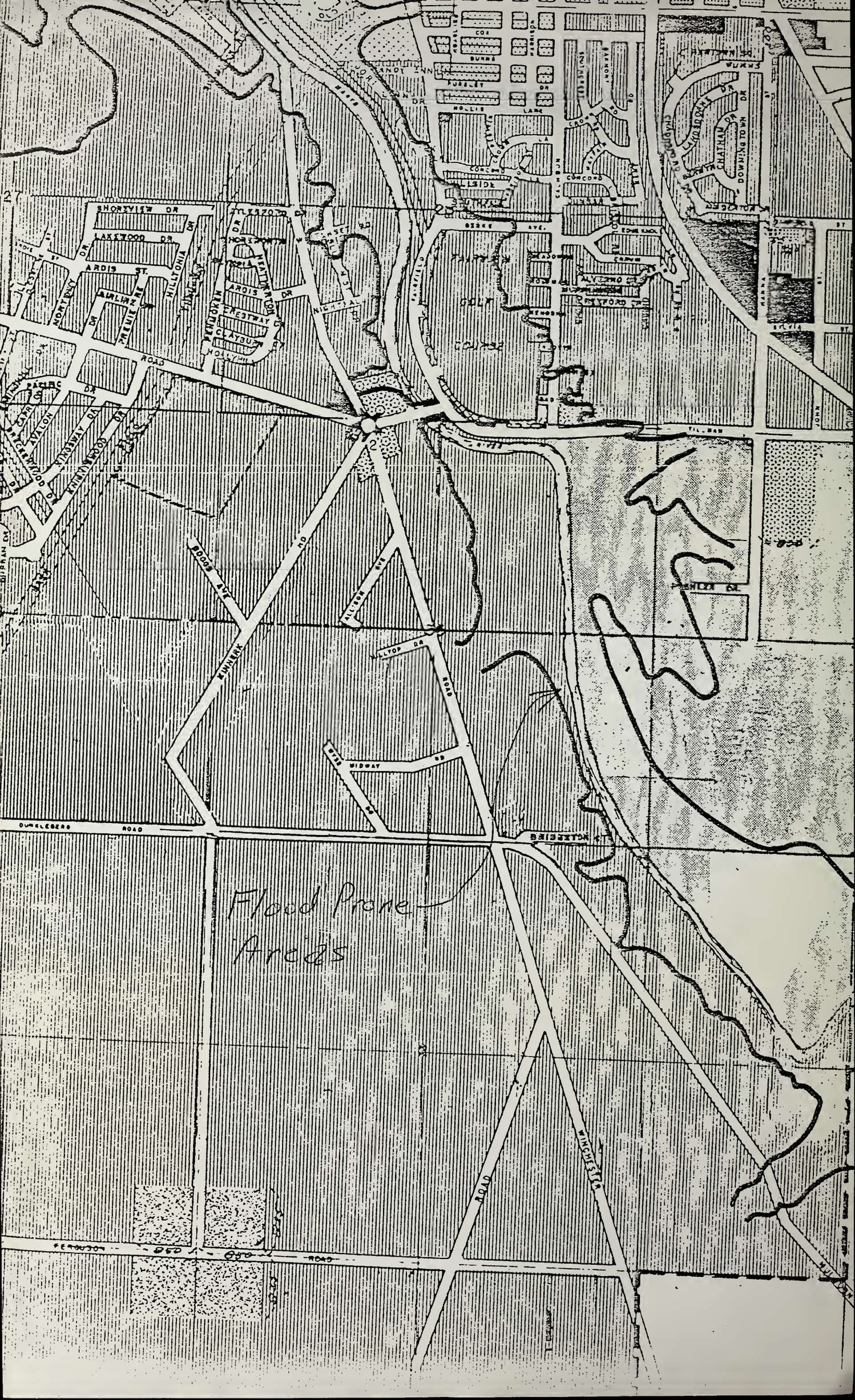
STATE OF INDIANA :
SS
COUNTY OF ALLEN :

Before me a Notary Public in and for Allen County, Indiana personally appeared Jim Kelley, Inc., an Indiana corporation, by James E. Kelley, its President and Oscar S. Yost, its Secretary and acknowledged the execution of the foregoing partial vacation of a plat to be its voluntary act deed.

Robert E. Clark
Notary Public

My Commission Expires:
6/12/76

GERKE
AVE
MEADOWMERE DR
ROSSMAR DR
KENOSHA BLVD
HOOVER AVE
SOUTHWOOD
BABSON DR
STREET
CALHOUN
WEBSTER
Stellhorn Park
Section A
(Vacated)
Fairview Golf Course
Stellhorn Park
Section B
(Vacated)
Lots to be
Vacated


Flood Prone
Areas
SHORTVIEW DR
LAKEWOOD DR
ARDIS ST.
HILLTOPPER
HILLTOPPER DR
ARDIS DR
FREESTAY
CLAYBURN
HOLLYWOOD
ROAD
AVALON
ROOSA AVE
KINNEKIN
ROAD
ALLISON AVE
ALLYOP DR
ROAD
MIDWAY DR
DUNKELBERG ROAD
WINCHESTER
ROAD
FERGUSON
ROAD
TILLMAN
HOLLIS
LANE
CONCORD
CHATHAM DR
OLD KINNAN
DOWN
ROGERS
ROGERS
ROGERS

THE CITY OF FORT WAYNE
board of public works

SUBJECT: HEARING

Dear Councilman Moses:

Please be advised that the Board has scheduled a public hearing Thursday, February 27, 1975 at 3:30 p.m. concerning the following project(s):

HEARING ON CONFIRMATION:

Dec. Res. No. 1381-75 Vacation of Babson Dr.

HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

St. Lighting Res. No. 105-73 McKinnieville Add.

You are invited to attend this public hearing and hear the comments of your constituents regarding the project(s). If you have any questions on the project(s), please feel free to call.

Sincerely,

Jerry D. Boswell
Carl E. O'Neal
Glenn G. Conkling
BOARD OF PUBLIC WORKS

ep

cc: Mayor

THE CITY OF FORT WAYNE
board of public works

March 18, 1975

SUBJECT: Hearing

Dear Councilman Moses:

Please be advised that the Board has scheduled a public hearing Thursday, March 27, 1975 at 3:30 p.m. concerning the following project(s):

HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

Dec. Res. No. 1381-75 Babson Drive, etc. vac.

You are invited to attend this public hearing and hear the comments of your constituents regarding the project(s). If you have any questions on the project(s), please feel free to call.

Sincerely,

Jerry D. Boswell
Carl E. O'Neal
Glenn G. Conkling
BOARD OF PUBLIC WORKS

ep

cc: Mayor

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Ft. Wayne Board of Public Works
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines		
Head	number of lines	1
Body	number of lines	27
Tail	number of lines	5
	Total number of lines in notice	33

COMPUTION OF CHARGES

33 lines, 1 columns wide equals 33 equivalent lines at .288¢ cents per line	$ 9.50
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	$ 9.50

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date February 14, 19 75

Title CLERK

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 3rd day of February, 1975, the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION NO. 1381-75

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Babson Drive from the west property line of Calhoun Street to its western terminus.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, February 27, 1975, as the date on which remonstrances will be heard and considered from persons interested therein or affected therreby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

Jerry D. Boswell
Carl E. O'Neal
Glenn G. Conkling
BOARD OF PUBLIC WORKS
ATTEST: Edna I. Smith, Clerk

2—7-14

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PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city ~~town~~ of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S, the dates of publication being as follows:

2/7-14/75

Arvilla De Wald

Subscribed and sworn to before me this 14th day of February 19 75

Emma C. Roemke
Notary Public

My commission expires October 25, 1975

Form #904

Claim No..... **Warrant No.....**

IN FAVOR OF

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On Account of Appropriation for

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Appropriation No.....

Allowed....., 19

In the sum of $.....

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I have examined the within claim and hereby certify as follows:

That it is in proper form.

That it is duly authenticated as required by law.

That it is apparently { Correct / Incorrect

.....

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

.....

.....196.....

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Form Prescribed by State Board of Accounts

General Form No. 99 P (Rev. 1967)

Ft. Wayne Board of Public Works
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Charge for extra proofs of publication (50 cents for each proof in excess of two)	
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DATA FOR COMPUTING COST

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Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date February 14, 19 75 — Title CLERK

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Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 3rd day of February, 1975, the said Board deeming it necessary to make certain improvements adopted the following:

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Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Babson Drive from the west property line of Calhoun Street to its western terminus.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, February 27, 1975, as the date on which remonstrances will be heard and considered from persons interested therein or affected therreby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

Jerry D. Boswell
Carl E. O'Neal
Glenn G. Conkling
BOARD OF PUBLIC WORKS
ATTEST: Edna I. Smith, Clerk

2—7-14

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ALLEN County } ss:

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2/7-14/75

Arvilla De Wald

Subscribed and sworn to before me this 14th day of February 19 75

Elmer C. Roemke
Notary Public

My commission expires October 25, 1975

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Fort Wayne Board of Public Works
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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Additional charge for notices containing rule or tabular work (50 per cent of above amount) ____

Charge for extra proofs of publication (50 cents for each proof in excess of two) ____

TOTAL AMOUNT OF CLAIM $____

DATA FOR COMPUTING COST

Width of single column 11 ems — Size of type $5\frac{1}{2}$ point

Number of insertions 2 — Size of quad upon which type is cast $5\frac{1}{2}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date February 14, 19 75 — Title Clerk

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 3rd day of February, 1975, the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION NO. 1381-75

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Babson Drive from the west property line of Calhoun Street to its western terminus.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, February 27, 1975, as the date on which remonstrances will be heard and considered from persons interested therein or affected therreby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

Jerry D. Boswell
Carl E. O'Neal
Glenn G. Conkling
BOARD OF PUBLIC WORKS
ATTEST: Edna I. Smith, Clerk

2—7-14

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PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E.Gerken who, being duly sworn, says that ~~S~~he is Clerk of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city ~~Town~~ of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time~~s~~ the dates of publication being as follows:

2/7-14/75

V. E. Gerken

Subscribed and sworn to before me this 14th day of February 19 75

Elmer C. Kemke
Notary Public

My commission expires October 25, 1975

Form #903

Claim No..... **Warrant No.....**

IN FAVOR OF

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On Account of Appropriation for

.....

Appropriation No.....

Allowed....., 19.....

In the sum of $.....

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(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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DECLARATORY RESOLUTION NO. 1381-75

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Bobson Drive from the west property line of Calhoun Street to its western terminus.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, February 27, 1975, as the date on which remonstrances will be heard and considered from persons interested therein or affected therreby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.

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Glenn G. Conkling
BOARD OF PUBLIC WORKS
ATTEST: Edna I. Smith, Clerk

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DECLARATORY

~~Improvement~~ **Resolution No. 1381-75 For** THE VACATION of BABSON DRIVE FROM THE WEST PROPERTY LINE OF CALHOUN STREET TO ITS WESTERN TERMINUS.

	OWNER'S NAME	ADDRESS	NUMBER OF LOT	NUMBER OF BLOCK	NUMBER OF O. L.	DESCRIPTION
1	JIM KELLY INC	1819 S. CALHOUN ST	333 + 10' VAC. STREET			STELLHORN PARK ADDITION SECTION 8
2	" " "	" " " "	334 10' VAC. STREET			" "
3	PARKWAY DEVELOPMENT CO	7102 S. Calhoun St				SPACE W of LOTS 333 + 334 STELLHORN PARK ADD SEC 8
4						
5						
6						
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		TOTAL				

1381-75